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 UNITED STATES DISTRICT COURT  
 SOUTHERN DISTRICT OF NEW YORK

-----X  
 INDEMNITY INSURANCE COMPANY OF  
 NORTH AMERICA as subrogee of Perrigo Co.

: Plaintiff, : 14 Civ. 8165 (PAC)

: - against - : STIPULATION AND ORDER  
 FOODLINER, INC., : OF DISMISSAL WITH  
 : PREJUDICE

Defendant.  
 -----X

WHEREAS, the Court was previously informed that this action is settled;

WHEREAS, the settlement funds have been received by plaintiff;

IT IS HEREBY STIPULATED AND AGREED that the dismissal order previously entered herein [Docket # 7] shall have with-prejudice effect, but with each party to pay its own costs and attorneys fees.

Dated: New York, New York  
 December 22, 2014

So Ordered:

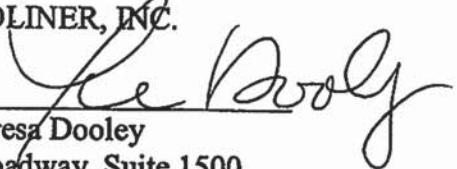
UNITED STATES DISTRICT JUDGE

xm

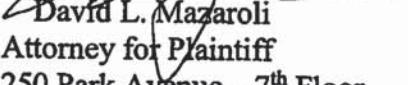
[counsel signatures on p. 2]

14 Civ. 8165(PAC)  
Stipulation & Order of Discontinuance  
With Prejudice  
Page 2 of 2

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